

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 1698 - SB 1852**

March 3, 2011

**SUMMARY OF BILL:** Eliminates the current factors that courts should consider in determining the best interests of a child with regard to grandparent visitation and replaces them with the following new conditions: the child's parents are unreasonably depriving the grandparent of the opportunity to visit the child; the grandparent maintained a relationship similar to a parent-child relationship with the child; awarding grandparent visitation would not interfere with the parent-child relationship; and the court finds that the child's parents or guardians are unfit or there are compelling circumstances to overcome the presumption that the objection of the custodial parent is in the child's best interest. Authorizes courts to award attorney's fees and costs to the prevailing party.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumption:

- The proposed legislation will not have a significant impact on the caseloads of the state and local court systems.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

/bos

**HB 1698 - SB 1852**